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FREDRICK F. DAWSON

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

FREDRICK F. DAWSON,

Defendant.

Case No. 5:22-cr-00001-CDB

**STIPULATION TO CONTINUE STATUS  
CONFERENCE; [~~PROPOSED~~] ORDER**

Date: July 2, 2024

Time: 10:00 a.m.

Judge: Hon. Christopher D. Baker

IT IS HEREBY STIPULATED by and between the parties through their respective counsel, Assistant United States Attorney Chan Hee Chu, counsel for plaintiff, and Assistant Federal Defender Erin Snider, counsel for Fredrick F. Dawson, that the Court may continue the status conference currently scheduled for April 2, 2024, at 10:00 a.m. to July 2, 2024, at 10:00 a.m. before the Honorable Christopher D. Baker.

On June 3, 2022, the government filed an Information charging Mr. Dawson with one count of theft of government property. *See* ECF No. 7, Case No. 1:22-cr-00107-ADA-1. The magistrate judge thereafter dismissed the Information without prejudice on the basis of a Speedy Trial Act violation. *See* ECF No. 18, Case No. 1:22-cr-00107-ADA-1. The defense filed a timely appeal to the district court judge, arguing that the magistrate judge erred in dismissing the case without prejudice. *See* ECF No. 20, Case No. 1:22-cr-00107-ADA-1. As of December 5, 2022, the appeal has been fully briefed and the parties are awaiting a ruling from the district judge. *See*

1 ECF No. 29, Case No. 1:22-cr-00107-ADA-1. On January 24, 2024, the parties received an  
2 update via email from the Court, advising that “Sacramento is aware [of the pending appeal] and  
3 the matter is under submission.”

4 Meanwhile, the government refiled the charge against Mr. Dawson, which is the instant  
5 case. Because the pending appeal may impact the government’s ability to proceed with this  
6 prosecution, the parties agree that, in the interest of efficiency, this case should trail the pending  
7 appeal.

8 In addition to the pending appeal, this case involves voluminous discovery—  
9 approximately 3,880 Bates-marked pages. Defense counsel requires time to review discovery  
10 and consult with her client. Defense counsel believes that failure to grant the above-requested  
11 continuance would deny her the reasonable time necessary for effective preparation, taking into  
12 account the exercise of due diligence.

13 Based on the above, the parties agree that the ends of justice served by continuing the  
14 case as requested outweigh the interest of the public and the defendant in a trial within the  
15 original date prescribed by the Speedy Trial Act, and the parties agree that, for the purpose of  
16 computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must  
17 commence, the time period April 2, 2024, to July 2, 2024, inclusive, is excludable pursuant to 18  
18 U.S. C. § 3161(h)(7)(A) and (B)(iv).

19 **IT IS SO STIPULATED.**

20 Respectfully submitted,

21 PHILLIP A. TALBERT  
22 United States Attorney

23 Date: March 28, 2024

24 /s/ Chan Hee Chu  
25 CHAN HEE CHU  
26 Assistant United States Attorney  
27 Attorney for Plaintiff  
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HEATHER E. WILLIAMS  
Federal Defender

Date: March 28, 2024

/s/ Erin Snider  
ERIN SNIDER  
Assistant Federal Defender  
Attorney for Defendant  
FREDRICK F. DAWSON

**ORDER**

**IT IS SO ORDERED.** The status currently scheduled for April 2, 2024, at 10:00 a.m. is hereby continued to July 2, 2024, at 10:00 a.m. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of April 2, 2024, to July 2, 2024, inclusive, is excluded pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv).

IT IS SO ORDERED.

Dated: March 28, 2024

  
UNITED STATES MAGISTRATE JUDGE